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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

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9 WORTHY LEE CURTIS,

10 Plaintiff,

11 v.

12 UNITED STATES OF AMERICA,

13 Defendant.
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Case No. 2:19-cv-02192-JAD-BNW

REPORT AND RECOMMENDATION

15 On December 23, 2019, the court entered an order requiring plaintiff Worthy Lee Curtis to
16 file an application to proceed *in forma pauperis* or to pay the filing fee in this case. (Order (ECF
17 No. 3).) Plaintiff's deadline for doing so was January 31, 2020. (*Id.*) Plaintiff was advised that
18 failure to comply with the order would result in a recommendation that his case be dismissed.
19 (*Id.* at 2.) Given that plaintiff has not complied with the court's order or taken any action in this
20 case since the court's order dated December 23, 2019, he appears to have abandoned this case.

21 IT IS THEREFORE RECOMMENDED that plaintiff Worthy Lee Curtis' case be
22 dismissed without prejudice.

23 **NOTICE**

24 This report and recommendation is submitted to the United States district judge assigned
25 to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation
26 may file a written objection supported by points and authorities within fourteen days of being
27 served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely
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1 objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d
2 1153, 1157 (9th Cir. 1991).

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4 DATED: February 11, 2020

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7 BREND A WEKSLER
8 UNITED STATES MAGISTRATE JUDGE
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